

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

November 16, 2005

DIVISION ONE

B181672 Osman (Certified for Publication)
v.
Superior Court, Los Angeles County (The People, r.p.i.)

The petition for a writ of mandate filed by Randa Osman on March 15, 2005, is denied, and the temporary stay issued by this court on March 23, 2005, is dissolved.

Mallano, J.

We concur: Spencer, P.J.
Rothschild, J.

B186467 Velasquez (Not for Publication)
v.
Superior Court, Los Angeles County (Hobson et al., r.p.i.)

The Court:

Therefore, let a peremptory writ issue, commanding respondent superior court to vacate its order of September 27, 2005 order transferring Los Angeles Superior Court case No. PC036528, entitled Regina Velasquez v. Neta Carol Hobson et al., to a court of limited jurisdiction. The temporary stay order is hereby terminated. All parties shall bear their own costs.

November 16, 2005 (Continued)

DIVISION ONE (Continued)

[illegible]

The judgment is affirmed and the petition for writ of habeas corpus is denied.

Mallano, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

DIVISION TWO

B180653 People (Not for Publication)
v.
Juarez

The judgment is affirmed.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Doi Todd, J.

B179809 Figueroa
v.
Northridge Hospital Medical Center

Filed order certifying opinion for publication.

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Epstein, P.J., Hastings, J., Curry, J., Willhite, J. and S. Veverka, Deputy Clerk.

Each of the following:

B180013 People v. Alvarado
B181417 DCFS v. Richard L.
B181773 Audio Sports, Inc., et al.

Argument waived, cause submitted.

B181664 Cortez
 v.
 WCAB
 C.T. & F., Inc., et al.

Merits:

Argued by Susan Kaplan for petitioner and by Robert Linden for real parties in interest. Cause submitted.

B182381 Nunez
 v.
 WCAB
 Assoluto, Inc., et al.

Merits:

Argued by Susan Kaplan for petitioner and by Steven M. Rosenfeld for real parties in interest. Cause submitted.

B179490 Martinez
 v.
 Martinez

Merits:

Argued by Dennis A. Damiano for appellant and by Linda T. Barney for respondent. Cause submitted.

DIVISION FOUR (Continued)

B181445 Jiang
 v.
 Wang

Merits:
Argued by Ricky W. Poon for appellant. No brief filed by respondent.
Cause submitted.

B176846 Major
 v.
 Silna

Merits:
Argued by Anjani Mandavia for appellant and by Steven R. Orr for
respondent. Cause submitted.

B181029 Barak
 v.
 Quisenberry Law Firm, et al.

Merits:
Argued by Drago Campa for appellant, by Paul D. Murphy for respondent
Quisenberry Law Firm and by Jason Robert Sawyer for respondent Larivee.
Cause submitted.

B176875 Strickland, et al.
 v.
 Pagel, Inc.

Merits:
Argued by Brian E. Claypool for appellants, by Charlotte E. Costan for
respondents Strickland & Johnson, by Mark Dupont for respondent
Robinson and by Joseph Mascovich for respondent Union Pacific Railroad.
Cause submitted.

Court recessed.

DIVISION FOUR (Continued)

Court reconvened at 1:30 P.M.

Present: Epstein, P.J., Hastings, J., Curry, J., Willhite, J. and S. Veverka, Deputy Clerk.

Each of the following:

B183714 People v. Sperling
B184223 DCFS v. Gerald P.
B180448 Vargas v. Alexander et al.
B179129 Clement v. Kaiser Foundation Health Plan, Inc.

Argument waived, cause submitted.

B175130 People
 v.
 Barragan et al.

Merits:

Argued by David Joseph Macher for appellant Daniel Barragan and by Shawn McGahey Webb for respondent. Counsel for appellant Adrian Barragan waived oral argument. Cause submitted.

B170479 People
 v.
 Leon

Merits:

Argued by Danalynn Pritz for appellant and by Juliet H. Swoboda for respondent. Cause submitted.

B179193 Caesar
 v.
 Asian Rehabilitation Services

Merits:

Argued by James K. Autrey for appellant and by Mark E. Goldsmith for respondent. Cause submitted.

DIVISION FOUR (Continued)

B172704 Moore, et al.
v.
United Services Automobile Association

Merits:
Argued by Jeffrey S. Gubernick for appellants and by James R. Robie for respondent. Cause submitted.

Court adjourned.

B177403 People
v.
Martinez

Filed order denying petition for rehearing.

B174088 Mraz
v.
Catalina Channel Express, Inc.

Filed order denying petition for rehearing.

DIVISION FIVE

B181493 River City Films, Inc et al., (Not for Publication)
v.
Sony Pictures Entertainment, Inc. et al
Lester Olson

The judgment is reversed. Each party to bear their own costs.

Kriegler, J.

We concur: Turner, P.J.
 Armstrong, J.

DIVISION FIVE (Continued)

B179817 Marathon Entertainment, Inc. (Not for Publication)
 v.
 Reggie Hayes

The judgment is affirmed. Respondent(s) to recover costs.

Kriegler, J.

We concur: Turner, P.J.
 Armstrong, J.

DIVISION SEVEN

B179806 Conservatorship of Jerry P. Kayle and Celia S. Kayle
 Kayle
 v.
 Remery

Filed order certifying opinion for publication.

B178497 People v. Wilson (Not for Publication)
B176194 People v. Harris

The judgment as to Wilson is modified to strike the one-year prior-prison-term enhancement imposed under section 667.5, subdivision (b), and to strike the \$10,000 parole revocation restitution fine. As modified, the judgment as to Wilson is affirmed. The judgment as to Harris is modified to reflect 974 days of presentence custody credits. As modified, the judgment as to Harris is affirmed. The superior court shall prepare corrected abstracts of judgment and forward them to the Department of Corrections.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

DIVISION SEVEN (Continued)

[illegible]

The judgment is affirmed.

Johnson, J.

We concur: Perluss, P.J.
Zelon, J.

B175397 Schmir (Certified for Publication)
v.
Schmir

The trial court's order of June 2003 is reversed insofar as it reduces Judy's support from \$5,800 per month to \$2,000 per month. In all other respects the order is affirmed. The trial court's order of March 2004 is modified by striking the provisions of paragraph 1 and inserting in their place the following: Judy's support continue at the rate of \$5,800 per month from June 2003 to such time as Judy obtains employment at the rate of at least \$2,500 per month or ceases to make a good faith effort to obtain such employment, or attains the age of 65 years. If Judy obtains employment at the rate of at least \$2,500 per month or ceases to make a good faith effort to obtain such employment prior to attaining the age of 65 her support shall be reduced to zero. At the request of Maurice the trial court shall conduct a hearing to determine whether Judy is making a good faith effort to earn at least \$2,500 per month. Such hearings, however, shall occur no more frequently than every three months. In all other respects the order is affirmed.

Johnson, J.

We concur: Perluss, P.J.
Zelon, J.

November 16, 2005 (Continued)

DIVISION EIGHT

B180903 People (Not for Publication)
v.
Bevin Graham

The judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.
Flier, J.

November 16, 2005 (Continued)

**ADD TO THE MINUTES OF NOVEMBER 10, 2005
FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

DIVISION THREE

B185092 Los Angeles County, D.C.S. (Not for Publication)
 v.
 John W.

The appeal is dismissed.

Kitching, J.

We concur: Klein, P.J.
 Aldrich, J.